

**STATE ENHANCED 9-1-1  
ADVISORY COMMITTEE  
MEETING MINUTES  
JUNE 24, 2004**

**Members Present:**

Vice Chair, Steve Reinke, *Rural Counties - East*  
Mike Akin, *Association of Washington Cities - West*  
Dan Aycock, *Member at Large*  
Rebecca Beaton, *Washington Utilities Transportation Commission (WUTC)*  
Dave Cowardin, *Washington State Association of Fire Chiefs*  
Marlys Davis, *King County*  
Stephanie Fritts, *Rural Counties - West*  
Marty Knorr, *Washington State Patrol (WSP)*  
Chris Mace, *Washington Association of Sheriffs and Police Chiefs*  
Jeanne Massingham, *Washington State Emergency Management Association (WSEMA)*  
Lynn Mell, *Wireless Carrier - T-Mobile USA*  
Lorlee Mizell, *Urban Counties - East*  
Jim Quackenbush, *National Emergency Number Association (NENA)*  
Dennis Snook, *Washington State Association of Counties – East*  
Eric Torgeson, *Verizon*  
Markus Volke, *Qwest*  
Marj Williams, *Urban Counties – West*

**Alternate Members Present:**

Peggy Fouts, *Association of Public-Safety Communications Officials (APCO)*  
Patti VonBargen, *Association of Washington Cities - East*

**Guests Present:**

Jean Nealy (*Clark*), Whitney Howard (*Jefferson*), Ben Keller (*Garfield*), Pam Boad (*Mason*), Kathy Miller (*Qwest*),  
Deanna Wells (*Cowlitz*), Dave Magnenat (*Kitsap*) and Mary Taylor (*AT&T*),

**County Coordinators Present:**

Kellie Ottmar (*Adams*), **Patti VonBargen** (*Asotin*), Eileen Ervin (*Chelan*), Roger Trump (*Columbia*), Cindy Barnd (*Cowlitz*), Rose Parr (*Ferry*), Virginia Boyd (*Garfield*), Mary Allen (*Grant*), **Peggy Fouts** (*Grays Harbor*), Tracy Stringer (*Jefferson*), **Marlys Davis** (*King*), **Steve Reinke** (*Kittitas*), Shirley Chapple (*Klickitat*), Kate Rico (*Lewis*), DeeAnn Edwards (*Lincoln*), **Mike Akin** (*Mason*), Kim Scott (*Okanogan*), **Stephanie Fritts** (*Pacific*), Jim Ricks (*San Juan*), Deb Welsh (*Skagit*), Dave Cox (*Skamania*), **Marj Williams** (*Snohomish*), **Jim Quackenbush** (*Thurston*), Dan Bardsley (*Wahkiakum*), **Dan Aycock** (*Walla Walla*), **Patti VonBargen** (*Whitman*), and Wayne Wantland (*Yakima*).

**State Office Staff Present:**

Bob Oenning, Catherine Bartholomew, William Boyd, and Teresa Lewis.

### **ACTION ITEMS from June 24, 2004 Meeting**

- ◆ ***Dan Aycock motioned to approve the minutes from the May 20, 2004 meeting as written. Jim Quackenbush seconded the motion. The motion carried.***
- ◆ Mary Taylor stated that she would work with the State Office to send out the cost per county per PSAP in a spreadsheet to the appropriate county within the next two days.
  - *The State Office sent out individual spreadsheets to the appropriate county with the AT&T costs.*
  - *Sent via email on June 25, 2004*
- ◆ ***Marlys Davis motioned for the State Office to obtain the Assistant Attorney General's advice on the legality of action taken by the Legislature in moving \$612,000 out of the E911 fund into WSP was legal according to WAC 118.66.045. Jim Quackenbush seconded the motion. The motion carried.***
- ◆ *A request was made to have the State Office revisit having the E911 fund balance appropriated to the counties to keep in a reserve fund so that it cannot be raided by the legislature. If this were possible, how would it affect the carrier cost recovery policy?*
- ◆ *An additional request was made to have the issue of the Legislature raiding the E911 fund for \$6.6 million added to the Legislative Forum that is scheduled to take place at Camp Murray in July or August.*
- ◆ *There was another request that WSP be added to the call volume spreadsheet and to start reporting their 911 calls.*
- ◆ *Marlys Davis asked that the State Office send a letter to John Buchanan of Verizon Wireless, stating that Verizon is not showing a 'good faith effort' for the signing of service agreements and that if cost recovery does become available that Verizon would not be eligible to receive any of the monies.*
- ◆ *There was a request that the State Office send out the Carrier Cost Recovery Rate to the counties as soon as possible.*
- ◆ ***Dave Cowardin motioned to adopt the Strategic Plan for FY2005 through FY2009. Jim Quackenbush seconded the motion. The motion passed.***
- ◆ ***Stephanie Fritts motioned to adopt the Proposed Training Policy. Dan Aycock seconded the motion. The motion passed.***
- ◆ *At the June Coordinator Forum there was a request for a lobbyist for 911 issues. It was requested again, the need for a lobbyist for 911 issues. This person needs to be funded through NENA or APCO; the State Office is not available for this task.*

### **Welcome and Introductions:**

Steve Reinke called the meeting to order at 9:35 a.m. Members and guests introduced themselves.

*Review and Approval of the Minutes (May 20, 2004):* ***Dan Aycock motioned to approve the minutes from the May 20, 2004 meeting as written. Jim Quackenbush seconded the motion. The motion carried.***

### **New Business:**

Mary Taylor of AT&T gave a presentation **[ENCL 1]** on Competitive Local Exchange Carriers (CLEC) (AT&T) and 9-1-1 service charges in Washington State. Discussion ensued after the presentation for more clarification of exactly what AT&T was asking for and how much. *Mary Taylor stated that she would work with the State Office to send out the cost per county per PSAP in a spreadsheet to the appropriate county within the next two days.* A question was asked of the representative from the WUTC regarding the filing of a price list. Rebecca Beaton stated that when a price list is filed from a competitive company, there is a 10-day period, and then it is automatically approved. If there is an objection to the price list, it is at that time the WUTC may open the filing for comments, but that

basically the price list would already be approved and in place. The question was asked if AT&T has entered into a CLEC service agreement with each individual county? AT&T responded 'no'. The question was asked if the charges they are requesting to recover are for the DS0 (trunks) in-service for each specific county? Ms. Taylor noted that AT&T will be working with the counties on documentation but did anticipate filing the price list in the near future

Bob Oenning reported that there has been an appropriation of \$612,000 to the Washington State Patrol from the E911 fund. It appears that this was a legislative decision and the money is paying for their CAD system. This project was originally funded through general fund state money. Stephanie Fritts stated that she had contacted the Senate Ways and Means committee fiscal analyst regarding how this happened and why. She was told that the 2003-2005 budget provided \$612,000 of E911 account funds to the Washington State Patrol for E911 equipment. The legislative notes read 'funding is provided to replace the Washington State Patrol's computer aided dispatch (CAD) system for emergency 9-1-1 calls. The new WSP CAD system will enable the agency to provide enhanced 9-1-1 caller location identification and positioning for wireless calls. The funding level request of 2003-2005 portion of the debt service is on a certificate of participation. Future payments may be paid with Department of Transportation funds.' Stephanie states that further in the document it reads 'funding is provided to support the enhanced 911 system. An increased level of support for counties is provided to meet new federal requirements that mandate the E911 systems work with wireless calls and to replace outdated equipment for supporting wireline calls. Funding is provided in the following three areas: 1) to cover the difference between local tax revenues and minimum service requirements, while all counties collect the maximum E911 tax permitted by law, only seven counties collect sufficient revenue to meet minimum service requirements; 2) to pay for statewide expenses; and 3) to provide technical support staff specializing in wireless systems in the Departments Emergency Management Division. Total funding includes \$2.2 million for one-time equipment purchases.' The question was asked if the \$612,000 came out of the \$2.2 million? Bob stated that the \$612,000 did not come out of the \$2.2 million increase in the biennium appropriation to the State E911 Office for purchasing equipment. Marty Knorr stated that the WSP did not ask the Legislature to take the money out of the E911 funds. The request was for the funding to come from the general fund. The Legislature took it from the E911 fund. ***Marlys Davis motioned for the State Office to obtain the Assistant Attorney General's advice on the legality of action taken by the Legislature in moving \$612,000 out of the E911 fund into WSP was legal according to WAC 118.66.045. Jim Quackenbush seconded the motion.*** Discussion ensued. Jeanne Massingham suggested that maybe a county prosecutor could also request the AAG opinion regarding this issue. Bob Oenning asked for some clarification on whether the request is for a 'Formal Opinion' or 'Advice'? Bob stated that a 'Formal Opinion' could take up to a year or more. Marlys stated that she would like it to start off as an 'Advice' and then to become a 'Formal Opinion' to get the help needed to change the legislative action. ***The motion carried.*** Discussion continued with associations voicing their feelings regarding the WSP receiving E911 funds without first notifying the E911 community. *A request was made to the have the State Office revisit having the E911 fund balance appropriated to the counties to keep in a reserve fund so that it cannot be raided by the Legislature. If this were possible, how would it affect the carrier cost recovery policy? An additional request was made to have the issue of the Legislature raiding the E911 fund for \$6.6 million added to the Legislative Forum that is scheduled to take place at Camp Murray in July or August. There was another request that WSP be added to the call volume spreadsheet and to start reporting their 911 calls.*

Bob Oenning announced the Emergency Management Council's Annual Risk Assessment of Washington State **[ENCL 2]** has been handed out as reference material. Jeanne Massingham asked that if everyone would review the assessment and that if there are any questions and/or comments to please bring them back to the July Advisory committee meeting.

## **SUBCOMMITTEE REPORTS:**

### **Wireless – Marlys Davis:**

William Boyd presented the FCC report as of June 2004 **[ENCL 3]**.

*Phase I and Phase II Service Agreements* – Marlys stated that Verizon has been sending bills to counties and that Skagit County drafted a letter of response to Verizon and that has been shared with the counties. The State Office received an email **[ENCL 4]** from Verizon regarding Phase I & II service agreements with certain counties. The email also states that Verizon will not sign service agreements that do not provide for cost recovery. *Marlys Davis asked that the State Office send a letter to John Buchanan of Verizon Wireless, stating that Verizon is not showing a 'good faith effort' for the signing of service agreements and that if cost recovery does become available that Verizon would not be eligible to receive any of the monies.* T-Mobile has requested that one word be added to the carrier cost recovery language. Marlys stated that she would have the attorney review the change and will get the new version out to the counties, when approved.

*Carrier Cost Recovery* – Marlys stated the State Office is reporting the wireless fund is in the black, which means that there may be funds available for carrier cost recovery. However, that is on hold until after the Legislative Forum to answer questions regarding carrier cost recovery. In preparation for the Legislative Forum, Marlys passed out the 'Washington State PSAP Equipment List' **[ENCL 5]**. She is requesting that the counties take this spreadsheet back to fill it out with the current cost, so that a more current and correct cost of doing business is established versus just an estimate. Marlys stated that she would also be sending this out via email.

Marlys Davis presented the Phase I **[ENCL 6]** and Phase II **[ENCL 7]** county status color charts. Information updates should be forwarded to Blessing Guillermo at [B.Guillermo@emd.wa.gov](mailto:B.Guillermo@emd.wa.gov). Information may be accessed on the website located at <http://emd.wa.gov/2-e911/wireless/04-cvr-maps.htm>.

*Default Routing by MSC* – Marlys reported that a request was sent out to all the carriers on whether they can separate over-flow default routing when trunks are busy. Marlys has received responses from all but three carriers. Two carriers can split the over-flow between trunk groups and the rest are saying they are not capable of this. After a discussion at the June Coordinator Forum, the majority of the counties felt that for over-flow conditions a fast busy should be returned to the caller and that when default cannot be split apart, those calls should also receive a fast busy.

*Class of Service for Wireless* - Marlys stated there is an attempt to standardize to use WRLS statewide for Phase I capable carriers. There is still a tremendous amount of CELL and MOBL being displayed. CELL was put in place 10 years ago for Washington State ANI. There seems to be a problem trying to get rid of it, but it is currently being worked on. Jerry Foree has been working with Intrado and developed a procedure for the carriers to follow to correct the class of service being used. The wireless class of service that was commonly used was CELL when ANI only was delivered. MOBL was also used where trunking was installed for wireless. For carriers that are Phase I implemented, the state standard class of service for a Phase I call is WRLS.

There seems to be another problem with the suppression of latitude and longitude on Phase I calls. Currently carriers are sending the lat/long of the towers for Phase I. While some of the PSAPs do not want to see lat/long unless it is for the caller's location and not for the tower, other PSAPs do. The wireless subcommittee is of the opinion that both options should be available. Qwest stated it is their policy that legally they cannot change data sent to them by the carriers. They simply pass it through. Basically, Qwest will not suppress the information. The carriers are stating that Qwest's policy states that they provide the cell coordinate information. This issue has been referred to ESIF. Once a resolution is reached, it will be announced.

*There was a request that the State Office send out the Carrier Cost Recovery Rate to the counties as soon as possible.*

Marlys distributed the King County E-911 Program Office '9-1-1 May Not Work for VoIP Phones' **[ENCL 8]**. The audience intended for this information sheet was the police and fire departments to educate the chiefs.

The State E911 Office plans to publish a news release in early July on the status of Phase I & II implementation in Washington State.

Rebecca Beaton talked about the press release of June 11, 2004 from the Utilities and Transportation Commission regarding 'State regulators find that company using local telephone networks is telecommunications company.' **[ENCL 9]**

### **Strategic Planning – Wayne Wantland:**

Wayne Wantland presented a final document the 'E911 Program Strategic Plan FY2005 through FY2009' **[ENCL 10]** from the Strategic Planning subcommittee. ***Dave Cowardin motioned to adopt the Strategic Plan for FY2005 through FY2009. Jim Quackenbush seconded the motion. The motion passed.***

### **Training – Peggy Fouts:**

Peggy Fouts presented the final 'Proposed Training Policy – 6-18-04' **[ENCL 11]**. ***Stephanie Fritts motioned to adopt the Proposed Training Policy. Dan Aycock seconded the motion. The motion passed.***

## **STATE OFFICE REPORTS:**

### **Financial Status:**

Catherine Bartholomew of the State Office presented the county color charts depicting county expenditure status. The charts show that the counties are spending the money, but that some of the counties are under spent, due to large equipment installation in the counties that has yet to be ready for reimbursement. Catherine informed the counties that amendments are being granted for time extensions on this years contract for billing purposes. A letter went out to the counties requesting that if an extension is needed to please contact the State Office immediately. Catherine also stated that wireless revenue at the county level is currently more than anticipated and this has had an impact on both Wireless Operations and Wireless Implementation funding. This slide represents the overall spending for the year **[ENCL 12]**. The Wireline and Wireless Fund Biennium chart **[ENCL 13]** shows the current budget as of April 30, 2004.

### **Legislative Issues:**

**911 Legislation** – Bob Oenning noted that Senate Bill 1250 has been put on hold at this time. Once it does pass there will be appropriation needed. Bob reported on a new House Bill 4604 – Railroad Security that may be a vehicle to get ongoing cooperation from the RRs on facility location in the form of maps.

**FCC** – Bob Oenning announced that Voice over Internet Protocol (VoIP) Regulatory Freedom Act is Senate Bill 2281. The main issue is that VoIP keeps its regulatory freedom, but that 911 should be available to them. Bob reported that the FCC subcommittee, Network Reliability and Interoperability Commission (NRIC) VII would release an outage report in September 2004 with the draft due in June.

*At the June Coordinator Forum there was a request for a lobbyist for 911 issues. It was requested again for the need for a lobbyist for 911 issues. This person needs to be funded through NENA or APCO; the State Office is not available for this task.*

***The next meeting will be held THURSDAY, JULY 15, 2004 at THE RADISSON SEATAC HOTEL.***